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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zhongyili KALEEN *et al.*
 Title: REGULATION OF GENE EXPRESSION IN
 PLANTS
 Appl. No.: 09/508,377 **RECEIVED**
 Filing Date: 06/09/2000 FEB 27 2002
 Examiner: Unassigned TECH CENTER 1600/2900
 Art Unit: Unassigned

TRANSMITTAL OF RESPONSE TO NOTICE TO COMPLY

Commissioner for Patents
 Washington, D.C. 20231

Sir:

In response to the Notice to Comply with Requirements for Sequence Listing mailed on September 17, 2001, in which a response was due to be filed on October 17, 2001, transmitted are:

- Copy of PTO Notice to Comply.
- Petition for Extension of Time and Check No. 18942 in the amount of \$1440.00.
- Amendment In Response To Notice to Comply with Requirements for Sequence Listing directing its entry into the specification.
- A statement that the content of the substitute paper and CRF are identical and, where applicable, include no new matter.
- A paper copy of the Sequence Listing.
- A computer readable form (CRF) copy of the Sequence Listing.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

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TECH CENTER 1600/2900

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1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.

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2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(e).

3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).

4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing."

5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).

6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).

7. Other: _____

Applicant Must Provide:

An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".

An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.

A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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